

P-2039-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

H8

Applicant:	HAI-YEHIA, Abdullah	Examiner:	LAMBKIN, DEBORA C
Serial No.:	09/856,616	Group Art Unit:	1626
Filed:	July 31, 2001	Attorney Docket No.:	P-2039-US
Title:	SCAVENGER COMPOUNDS		

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This Communication is filed in response to the Restriction Requirement dated September 27, 2002 issued by the United States Patent and Trademark Office in connection with the above-identified Application. A response to the September 27, 2002 Office Action was due October 27, 2002. Applicants are concurrently filing a Petition for a Five-Month Extension of Time, including the required fee. Therefore, a response is due March 27, 2002. Accordingly, this Communication is being timely filed.

In response to the Restriction requirement, Applicants hereby elect with traverse to prosecute Group VI drawn to compounds, process of making and methods of use wherein X is 4-10 membered ring, R1 and R2 is het-N substituted.

Traversal is made for the following reason: The subject matter of the other groups may be searched together with the subject matter of Group VI and hence would not be a burdensome search for the Examiner.

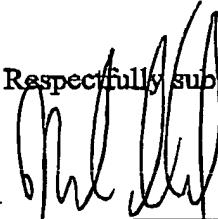
APPLICANTS: HAJ-YAHIA, Abdullah
SERIAL NO.: 09/856,616
FILED: July 31, 2001
Page 2

For the reason above, it is respectfully asserted that this Restriction requirement is improper, and withdrawal is respectfully requested. All claims of Groups I-VI should be examined together.

Lastly, in accordance with this restriction with traverse, Applicants reserve all rights in the claims that include all the groups to file divisional and/or continuation patent applications.

No fee is deemed necessary for filing this Communication. However, if any fee is required, the undersigned Attorney hereby authorizes the United States Patent and Trademark Office to charge Deposit Account 05-0649. /

Respectfully submitted,




Mark S. Cohen
Attorney for Applicant(s)
Registration No. 42,425

Dated: March 24, 2003

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Applicant(s): HAJ-YEHIA, Abdallah Serial No. / Patent No.: 09/856,616 Title: SCAVENGER COMPOUNDS		EPLC Docket No.: P-2039-US Hand Delivered on: 27 March 2003	
1. <input type="checkbox"/> Provisional Cover Sheet 2. <input type="checkbox"/> Design Patent Application Transmittal 3. <input type="checkbox"/> RCE Transmittal Sheet 4. <input type="checkbox"/> Transmittal Sheet for Entering National Phase 5. <input type="checkbox"/> Fee Transmittal Sheet 6. <input type="checkbox"/> Patent Application Under 35 USC 111(a) <input type="checkbox"/> Provisional Patent Application Under 35 USC 111(b)		10. <input type="checkbox"/> Response to Notice to File Missing Parts 11. <input type="checkbox"/> Response to Notice of Incomplete Reply 12. <input type="checkbox"/> Request for Correction of Filing Receipt 13. <input type="checkbox"/> Information Disclosure Statement including Form PTO 1449 and reference AA-AB 14. <input type="checkbox"/> Preliminary Amendment 15. <input checked="" type="checkbox"/> Response to Restriction Requirement dated: September 27, 2002	
Containing: _____ pages of Specification _____ pages of Claims _____ pages of Abstract _____ pages of Formal Drawing _____ pages of _____		16. <input checked="" type="checkbox"/> Petition for a Five Month(s) Extension of Time 17. <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Appeal Brief 18. <input type="checkbox"/> Issue Fee Transmittal Sheet <input type="checkbox"/> Publication fee 19. <input type="checkbox"/> Submission of Formal Drawings: Two sets of 6 Sheets containing Figs. 1A-6	
7. <input type="checkbox"/> Power of Attorney 8. <input type="checkbox"/> Recordation of Assignment Cover Sheet & Signed Assignment 9. <input type="checkbox"/> Request for Correction of Recordation of Assign. and: -Recordation Cover Sheet -Copy of Notice of Recordation of Assign.		20. <input type="checkbox"/> Certified Copy of Priority Doc. 21. <input type="checkbox"/> Claim for Priority under 35 U.S.C. Section 119 22. <input type="checkbox"/> Revocation and Power of Attorney, including: - Statement Under 37 CFR 3.73(b) - Copy of Assignment 23. <input type="checkbox"/> Other:	
			
LSA# 9136			

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**Eitan, Pearl, Latzer & Cohen Zedek, LLP**

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FACSIMILE

Date: May 29, 2003
To: Examiner Lambkin
From: Mark S. Cohen
Application No. 09/856,616
Our Ref.: P-2039-US (135969)
Subject: SCAVENGER COMPOUNDS
Fax No.: 1-703-308 7922
of Pages: 6

Message:

Please find attached missing Response to the Restriction requirement

Yours sincerely,


PP Mark S. Cohen.

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Applicant(s): HAJ-YEBIA, Abdullah Serial No. /Patent No.: 09/856,616 Title: SCAVENGER COMPOUNDS		EPLC Docket No.: P-2039-US Hand Delivered on: Mar 25, 2003	
1. <input type="checkbox"/> Provisional Cover Sheet	9. <input type="checkbox"/> Response to Notice to File Missing Parts	10. <input type="checkbox"/> Response to Notice of Incomplete Reply	11. <input type="checkbox"/> Request for Correction of Filing Receipt
2. <input type="checkbox"/> Utility Patent Application Transmittal	12. <input type="checkbox"/> Information Disclosure Statement including: - Form PTO 1449 and references ____	13. <input type="checkbox"/> Preliminary Amendment	
3. <input type="checkbox"/> RCE Transmittal Sheet			
4. <input type="checkbox"/> Fee Transmittal Sheet			
5. <input type="checkbox"/> Patent Application Under 35 USC 111(a)			
<input type="checkbox"/> Provisional Patent Application Under 35 USC 111(b)			
<input type="checkbox"/> Transmittal Sheet for Entering National Phase	14. <input checked="" type="checkbox"/> Response to Restriction Requirement dated <u>September 27, 2002</u>	15. <input checked="" type="checkbox"/> Petition for a Five Month(s) Extension of Time	16. <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Appeal Brief ____
Containing:		17. <input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Publication Fee	18. <input type="checkbox"/> Submission of Formal Drawings: Two sets of ____ Sheets containing Figs. ____
____ Pages of Specification		19. <input type="checkbox"/> Certified Copy of Priority Doc.	20. <input type="checkbox"/> Claim for Convention Priority
____ Pages of Claims		21. <input type="checkbox"/> Revocation and Power of Attorney, including: - Statement Under 37 CFR 3.73(b) - Copy of Assignment	22. <input type="checkbox"/> Other: ____
____ Page of Abstract			
____ Pages of Formal Drawings			
____ Pages of ____			
6. <input type="checkbox"/> Signed Declaration & Power of Attorney			
7. <input type="checkbox"/> Request for Correction of Recordation of Assign. and: - Recordation Cover Sheet - Copy of Notice of Recordation of Assign.			
8. <input type="checkbox"/> Recordation of Assign. Cover Sheet & Signed Assign.			